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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 CALIFORNIA EXPANDED
11 METAL PRODUCTS COMPANY,
12 et al.,

13 Plaintiffs,

14 v.

15 JAMES A. KLEIN, et al.,

16 Defendants.

CASE NO. C18-0659JLR

ORDER ADOPTING REPORT
AND RECOMMENDATIONS

16 Before the court are two report and recommendations issued by Special Master
17 Mark Walters on (1) non-parties Seal4Safti, Inc. (“S4S”), SteelTec Supply, Inc., Jaroslaw
18 Sydry, and Leszek Orszulak’s (collectively, “Non-Parties”) motion to stay discovery and
19 motion practice pending the outcome of a related case in the Central District of California
20 (1st R&R (Dkt. # 215); *see also* Not. of Related Case (Dkt. # 194)); and (2) Plaintiffs
21 California Expanded Metal Products Company and Clarkwestern Dietrich Building
22 Systems LLC’s (collectively, “Plaintiffs”) motion for leave to file an overlength brief (2d

1 R&R (Dkt. # 216)). The Non-Parties request an order staying any further discovery or
2 motion practice relating to them until the lawsuit brought by S4S challenging the validity
3 of the underlying patents is resolved. (1st R&R at 2-3); *see Seal4Safti, Inc. v. California*
4 *Expanded Metal Prods. Co.*, No. 2:20-cv-10409-JFW-PD (C.D. Cal. 2020). Plaintiffs
5 request 35 pages for their brief seeking to add the Non-Parties to the contempt
6 proceedings. (2d R&R at 1.)

7 Pursuant to Federal Rule of Civil Procedure 53(f), the court must decide de novo
8 all objections to the findings of fact or conclusions of law made or recommended by a
9 special master. Fed. R. Civ. P. 53(f)(3)-(4). Here, no party objects to either of Mr.
10 Walters's recommendations. (*See* Dkt.; *see also* 1st R&R at 8 (allowing parties to file
11 objections, if any, within ten days); 2d R&R at 2 (same).) The court has reviewed Mr.
12 Walters's report and recommendations in accordance with Federal Rule of Civil
13 Procedure 53(f), the relevant portions of the record, and the applicable law. Having done
14 so, the court finds Mr. Walters's reasoning persuasive and independently reaches the
15 same conclusions for the reasons articulated by Mr. Walters. Accordingly, the court
16 ADOPTS the two report and recommendations in their entirety (Dkt. ## 215, 216),
17 DENIES the Non-Parties' motion to stay, and GRANTS in part Plaintiffs' motion for

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1 leave to file an overlength brief. Plaintiffs' motion and any opposition shall not exceed
2 30 pages, and any reply shall not exceed 15 pages.

3 Dated this 14th day of May, 2021.

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7 JAMES L. ROBART
8 United States District Judge
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